IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPICATION No.2502 of 2007

KAPIL PANDURANG PATIL &
ORS. ..Applicants.

Vs.

THE STATE OF MAHARASHTRA ..Respondent.

Mr Amol Patankar, Advocate for the Applicants.

Ms S. S. Pednekar, A.P.P. for the Respondent No.1-State.

Mr M. K. Kochrekar, Advocate for the Complainant.

CORAM: V.C. DAGA, J.
DATED: 5th SEPT, 2007.

P.C.:-

1. Heard learned Advocate for the applicant, learned A.P.P.for the State and learned Advocate for the original complainant.

2. Perused application and the material available on record.

3. This application, under Section 438 of the Cr.P.C.,seeking anticipatory bail in C.R.No.I-219 of 2007 registered with Panvel Police Station for the offence punishable under Sections 143,147,148,387,506 read with Section 149 the Indian Penal Code, is filed by the applicants-accused.

4. The respondent No.2 Hemant Padmakar Patil has filed affidavit stating that he and

the applicants-accused have arrived at compromise. The respondent no.2 has given no objection to release the applicants-accused on anticipatory bail.

5. In the above view of the matter,in the event of the arrest of the applicants in C.R.No. 219 of 2007 they be released on bail in the sum of Rs.10,000/-each with one surety to make up the said amount on following terms and conditions.

(a) the applicants shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(b) the applicants shall not pressurise witnesses and that she shall co-operate with the Investigating agency, if required.

(c). Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

6. This order of anticipatory bail shall remain in force till the filing of the charge sheet. It would be open for the applicants to apply for regular bail before the regular Court.

7. The application is allowed in the above terms.

(V.C. DAGA,J.)